

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION

TUESDAY, JANUARY 13, 19 76

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers

Tuesday evening January 13 A.D., 19 76, in Regular

Session. President James S. Stier in the chair, and

Charles W. Westernman Clerk, at the desk, present the following

members viz:

Burns ✓, Hinga ✓, Hunter ✓

Moses ✓, Nuckols ✓, Donald Schmidt ✓

Vivian Schmidt ✓, Stier ✓, Talarico ✓

Absent

Councilmen , ,

The invocation was given by Reverend Roger Green, Southern Baptist Church

Received report from the City Controller for the month of November,
19 75. Motion made and carried that report be made a matter of record and
placed on file.

The minutes of the last regular special November 25, 19 75,

Session having been delivered to the Council, were, on motion, approved and
published.

MADE A MATTER OF RECORD
DATE 1-12-76 CHARLES W. WESTERMAN, CITY CLERK

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF SEPTEMBER, 1975

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
GENERAL FUND	158,565.88	2,120,510.21	2,279,076.09	21,902,949.29	2,553,99.91	24,456,949.20	(24,423.82)
CIVIL CITY PAYROLL FUND	(6,572.73)	-0-	(6,572.73)	160,076.16	-0-	160,076.16	(6,572.73)
PAYROLL FUND/5	(481,397.62)	1,035,439.63	554,042.01	13,161,834.35	1,000,454.17	14,162,288.72	(446,412.16)
UTILITIES-ELECTRIC	(5,286.76)	2,072,878.73	2,067,591.97	25,801,589.97	1,958,273.91	27,759,863.88	109,318.06
UTILITIES-WATER	63,453.85	1,409,534.85	1,472,988.70	22,229,343.40	1,405,126.64	23,634,470.04	67,862.06
UTILITIES-SEWER	3,326.74	2,330,864.61	2,368,191.35	30,309,089.91	2,304,601.42	32,613,691.33	63,389.93
COOPER CENTER TRUST FUND	1,593.30	-0-	1,593.30	23,737.0	178.00	23,951.70	1,415.30
R-31 ANTHONY WAYNE BANK	82,100.40	-0-	82,100.40	4,817.54	530.12	5,347.66	81,570.28
AVIATION	27,581.52	589,948.02	617,529.54	7,069,685.22	517,102.12	7,586,787.34	100,427.42
PARK GENERAL	41,527.73	490,366.97	531,894.70	2,328,247.62	687,805.88	3,016,053.50	(155,911.18)
PARK TRUST	208,241.29	78,790.88	287,032.17	2,498,502.05	238,491.63	2,736,993.70	48,540.52
OPEN SPACE PROGRAM	(3,542.37)	1,387.63	(31,734.74)	43,898.39	-0-	43,898.39	(31,347.74)
PARK CUMULATIVE BUILDING	6,245.30	100,510.41	106,755.71	869,000.00	100,000.00	969,700.00	6,535.11
REDEVELOPMENT GENERAL	11,235.95	12,000.00	23,235.95	65,130.65	-0-	65,130.65	23,235.95
REDEVELOPMENT DISTRICT CAPT.	230,546.65	54,300.00	284,846.65	830,611.12	175,000.00	1,005,611.12	109,846.65
HARVESTER DRAIN STORM RELIEF	61,560.15	-0-	61,560.15	4,267.18	-0-	4,267.18	61,560.15
R-53 REVOLVING	22,784.51	-0-	22,784.51	86,305.86	6,382.02	92,687.88	16,402.49
CENTRAL CITY CODE ENFORCEMENT	-0-	-0-	-0-	2,736.89	-0-	2,736.89	-0-
CENTRAL CITY PARK LAND	1,435.28	-0-	1,435.28	420.75	-0-	420.75	1,435.28
MOYER VEHICLE HWT. FUND	35,203.31	342,157.27	397,360.59	2,930,983.76	81,061.12	3,012,044.88	316,299.46
PARKING METERS	51,155.97	81,849.70	133,005.67	392,704.82	45,949.65	438,654.47	87,056.02
PARKING GARAGE	19,136.34	12,264.54	31,400.88	62,526.70	13,103.78	75,630.48	18,297.10
SEWER RELIEF	(11,483.28)	15,900.00	4,416.72	540,256.32	-0-	540,256.32	4,416.72
PUBLIC LICENSING	(638,655.81)	12,600.00	(626,055.81)	1,248,014.55	63,620.13	1,291,634.68	(669,034.04)
ST. MARY'S KIDNEY REDEVELOPMENT	262,476.35	-0-	262,476.35	1,255,000.00	-0-	1,255,000.00	262,476.35
BURIAL TRUST	24,013.77	355.00	14,368.77	4,071.51	361.10	4,432.61	13,937.67
LOCAL ROAD & STREET ACCOUNT	305,168.42	537,361.16	842,529.58	3,187,639.63	626,332.50	3,813,972.13	216,197.08
MUNICIPAL UTILITIES PENSION	10,531.52	10,204.63	20,736.15	82,337.89	10,204.63	92,542.52	10,531.52
FIRE PENSION FUND	65,191.41	187,156.53	252,347.94	1,072,722.43	360,439.14	1,433,161.57	(108,091.20)
POLICE PENSION FUND	66,220.34	184,496.77	250,717.13	1,058,955.66	320,974.68	1,379,930.34	(70,257.57)
MAN. OFFICERS PEN. FUND	16,964.45	5,100.00	22,064.45	30,423.26	10,094.98	40,518.24	11,969.47
PT. WAYNE ART SCHOOL	4,825.46	6,000.00	10,825.46	15,300.00	-0-	16,300.00	10,825.46
CUM. CAPT. IMPROVEMENT	(38,835.98)	-0-	(38,835.98)	1,359,065.59	223,655.88	1,582,721.47	(262,511.96)
FINE ARTS FOUNDATIONS	5,559.11	6,600.00	12,159.11	19,598.00	-0-	19,598.00	12,159.11
ACCIDENT REPORT ACCOUNT	8,441.27	5,641.00	14,082.27	17,780.67	1,247.89	19,028.56	12,834.38
FIRE REPORT ACCOUNT	273.84	-0-	273.84	-0-	-0-	-0-	273.84
CITY-COUNTY BIDS. FUND	-0-	-0-	-0-	4,944.38	-0-	4,944.38	-0-
PAYROLL PENSION FUND	(18,249.26)	386,233.54	208,034.36	1,008,623.81	208,034.36	2,196,724.67	-0-
CRIME PREVENTION BUREAU TRUST	87.50	-0-	87.50	111.50	24.50	136.00	63.00
PT. WAYNE FIRELIGHTING FUND	27,744.09	3,055.73	30,799.82	307,772.14	-0-	307,772.14	30,799.82
IND. SUB. SEWERS-CITY UTILITIES	788.18	951.69	1,739.87	1,048,570.00	-0-	1,048,570.00	1,739.87
SUB. I-24 CRANK	93.94	-0-	93.94	4,750.92	-0-	4,750.92	93.94
IND. A-14 REDEVELOPMENT	23,016.15	-0-	23,016.15	0,418.82	14,198.75	784,617.57	9,617.40
VARIOUS CRIME CONTROL	82,556.24	24,955.01	107,511.25	220,809.74	23,300.99	244,110.73	84,210.26
EMERGENCY MEDICAL SERVICE	35,916.66	73,199.99	109,116.65	426,299.50	119,282.03	545,581.53	(10,165.38)
LILLY ENGAGEMENT FUND	25,530.69	56.41	25,607.10	31,163.54	2,235.91	33,399.45	23,371.19

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF NOVEMBER, 1975

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
POLICE ACADEMY FUND	56.52	-0-	56.52	1,699.47	-0-	1,699.47	56.52
JUNK CAR FUND	768.00	22.00	790.00	1,754.00	-0-	1,754.00	790.00
FT. WAYNE SEWAGE WORKS CONST.	-0-	-0-	-0-	73,012.50	-0-	73,012.50	-0-
INNER CITY STORM RELIEF PROJ.	49,385.56	-0-	49,385.56	564,248.14	12,540.00	576,788.14	36,845.56
EMERG. EMPLOYMENT ACT	-0-	-0-	-0-	58,861.19	-0-	58,861.19	-0-
COMMUNITY REHABIL. PROGRAM	(23,475.41)	-0-	(23,475.41)	66,720.77	754.36	67,475.13	(24,229.77)
IYA	561.03	-0-	561.03	2,742.36	-0-	2,742.36	561.03
MA-CO	-0-	-0-	-0-	16,008.85	-0-	16,008.85	-0-
N.Y.C.	-0-	-0-	-0-	70,270.04	-0-	70,270.04	-0-
REVENUE TRUST FUND	(103,179.11)	666,793.16	563,614.05	8,191,051.62	432,639.68	8,623,691.30	130,974.37
CETA	3,233.09	731,375.72	734,608.81	4,547,653.57	335,433.45	4,883,087.02	399,175.36
CETA PAYROLL FUND	32,295.45	248,858.00	311,153.45	3,666,359.79	501,469.09	4,167,828.88	(190,315.64)
FLOOD PREVENTION & RIVER IMP.	29,234.65	-0-	29,234.65	-0-	-0-	-0-	29,234.65
STREET BOND FUND/1975	201,829.85	1,430,931.76	1,632,761.61	14,978,118.04	500,723.25	15,478,841.29	1,132,038.36
COMMUNITY DEVEL. GRANT	5,457.19	20,000.00	25,457.19	120,270.88	14,176.81	134,447.70	11,280.38
G-K PRODUCTIVITY STUDY	(7,974.59)	-0-	(7,974.59)	7,974.59	839.10	8,813.69	(8,813.69)
RECREATIONAL SUPPORT PROG. '75	22,693.41	-0-	22,693.41	4,846.59	10,437.63	15,284.22	12,255.78
TOTALS	853,545.37	15,319,131.85	16,172,677.22	227,785,124.10	14,860,901.43	242,646,025.53	1,311,775.79

ADJUSTMENTS (EXPLAIN FULLY)

BALANCE ~~col.1~~ (col.7 MUST AGREE WITH col.8)

MADE A MATTER OF RECORD
DATE 1-13-76 CHARLES W. WESTERMAN, CITY CLERK

COMMON COUNCIL COMMITTEE APPOINTMENTS FOR 1976

FINANCE COMMITTEE

VIVIAN G. SCHMIDT- CHAIRMAN

WILLIAM T. HINGA - VICE-CHAIRMAN

WINFIELD C. MOSES, JR.
JOHN NUCKOLS
SAMUEL J. TALARICO

REGULATIONS COMMITTEE

JOHN NUCKOLS - CHAIRMAN

PAUL M. BURNS - VICE-CHAIRMAN

VIVIAN G. SCHMIDT
WINFIELD C. MOSES, JR.
DONALD J. SCHMIDT

CITY UTILITIES COMMITTEE

PAUL M. BURNS - CHAIRMAN

JOHN NUCKOLS - VICE-CHAIRMAN

WILLIAM T. HINGA
FREDRICK R. HUNTER
SAMUEL J. TALARICO

PUBLIC WORKS COMMITTEE

WINFIELD C. MOSES, JR. - CHAIRMAN

DONALD J. SCHMIDT - VICE-CHAIRMAN

VIVIAN G. SCHMIDT
PAUL M. BURNS
WILLIAM T. HINGA

ANNEXATION COMMITTEE

WILLIAM T. HINGA - CHAIRMAN

VIVIAN G. SCHMIDT - VICE-CHAIRMAN

PAUL M. BURNS
FREDRICK R. HUNTER
SAMUEL J. TALARICO

ADMINISTRATION AND STATE LEGISLATION
COMMITTEE

FREDRICK R. HUNTER - CHAIRMAN

WINFIELD C. MOSES, JR. - VICE-CHAIRMAN

JOHN NUCKOLS
WILLIAM T. HINGA
DONALD J. SCHMIDT

CITY-COUNTY LIAISON COMMITTEE

DONALD J. SCHMIDT -CHAIRMAN

PAUL M. BURNS -VICE-CHAIRMAN

VIVIAN G. SCHMIDT
FREDRICK R. HUNTER
SAMUEL J. TALARICO

PUBLIC RELATIONS COMMITTEE

SAMUEL J. TALARICO - CHAIRMAN
WILLIAM T. HINGA - VICE-CHAIRMAN

VIVIAN G. SCHMIDT
WINFIELD C. MOSES, JR.
JOHN NUCKOLS
PAUL M. BURNS
DONALD J. SCHMIDT
FREDRICK R. HUNTER
JAMES S. STIER

MADE A MATTER OF RECORD
DATE 1-12-76 CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

office of the mayor

December 29, 1975

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, December 29, 1975, I have approved the following ordinances passed by the Common Council at the regular meeting of December 23, 1975.

(Bill No. S-75-12-01)
SPECIAL ORDINANCE NO. S-275-75

AN ORDINANCE ratifying certain contracts

(Bill No. S-75-12-02)
SPECIAL ORDINANCE NO. S-276-75

AN ORDINANCE approving blanket purchase orders for purchase of stone, sand, top soil and aggregates for the year 1976

(Bill No. S-75-12-03)
SPECIAL ORDINANCE NO. S-277-75

AN ORDINANCE amending Special Ordinance S-138-75 regarding change in salary grade for Emergency Medical Service Technician

(Bill No. S-75-12-04)
SPECIAL ORDINANCE No. S-278-75

AN ORDINANCE hiring an attorney to work on certain matters

(Bill No. S-75-12-22)
SPECIAL ORDINANCE NO. S-279-75

AN ORDINANCE approving an Agreement for the construction of a sanitary sewer in Log Cabin Park Addition

(Bill No. S-75-12-23)
SPECIAL ORDINANCE NO. S-280-75

AN ORDINANCE approving Change Order No. 2 in connection with Resurfacing Resolution 5669-1974

(Bill No. S-75-12-24)
SPECIAL ORDINANCE NO. S-281-75

AN ORDINANCE approving Change Order No. 2 in connection with Resolution 5690-1975, Scottsville Addition NPI

(Bill No. S-75-12-25)
SPECIAL ORDINANCE NO. S-282-75

AN ORDINANCE approving Change Order No. 1 in connection with Spring Street Re-surfacing Resolution 5688-1975

(Bill No. S-75-12-26)
SPECIAL ORDINANCE NO. S-283-75

AN ORDINANCE approving a contract with TREATY COMPANY for purchase of materials for Water Maintenance and Service Department

(Bill No. S-75-12-27)
SPECIAL ORDINANCE NO. S-284-75

AN ORDINANCE approving a contract with TRI-STATE PLUMBING & SUPPLY COMPANY for purchase of materials for Water Maintenance and Service Department

(Bill No. S-75-12-28)
SPECIAL ORDINANCE NO. S-285-75

AN ORDINANCE approving a contract with CLOW CORPORATION for purchase of materials for Water Maintenance and Service Department

(Bill No. G-75-11-48)
(AS AMENDED)
GENERAL ORDINANCE NO. G-30-75

AN ORDINANCE providing for indemnity for certain persons involved in law suits and providing further for the payment of judgments and compromise settlements

(Bill No. G-75-12-16)
GENERAL ORDINANCE NO. G-31-75

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a Dedicated Utility Easement

(Bill No. G-75-12-17)
GENERAL ORDINANCE NO. G-32-75

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Barr Street

(Bill No. G-75-12-20)
GENERAL ORDINANCE NO. G-33-75

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Vermont Street

(Bill No. G-75-12-21)
GENERAL ORDINANCE NO. G-34-75

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley

(Bill No. G-75-12-30)
GENERAL ORDINANCE NO. G-35-75

AN ORDINANCE Amending General Ordinance No. G-85-70 as amended by Ordinance No. G-12-72

(Bill No. R-75-12-41)
RESOLUTION NO. R-79-75

A RESOLUTION transferring certain funds within the 1975 Budget of the Fire Department

(Bill No. R-75-12-40)
RESOLUTION NO. R-78-75

A RESOLUTION transferring certain funds within the 1975 Budget of the Purchasing Department

(Bill No. R-75-12-39)
RESOLUTION NO. R-77-75

A RESOLUTION authorizing payment to Jim Kelley Buick for repair to Board of Safety Vehicles

(Bill No. R-75-12-38)
RESOLUTION NO. R-76-75

A RESOLUTION transferring certain funds in the 1975 Budget of the Park Department

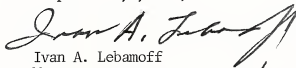
(Bill No. G-75-12-10)
GENERAL ORDINANCE NO. G-36-75

AN ORDINANCE deleting certain monies from the 1976 Budget of the Department of Human Resources of the City of Fort Wayne

(Bill No. G-75-12-29)
GENERAL ORDINANCE NO. G-37-75

AN ORDINANCE banning the making of employment dependent upon political activity or political contributions

Respectfully yours,


Ivan A. Lebamoff
Mayor

MADE A MATTER OF RECORD

DATE 1-13-76 CHARLES W. WESTERMAN, CITY CLERK



COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

December 29, 1975

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-75-11-14

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
29th day of December, 1975.

Charles N. Hall
Secretary

MADE A MATTER OF RECORD
DATE _____ CHARLES W. WESTERMAN, CITY CLERK





COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

December 29, 1975

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment.

1. Bill No. Z-75-11-14
2. From "R1" to "R2"
3. Plan Commission Recommendation: Withdrawal

This rezoning ordinance was submitted as a result of a previous petition (see Bill No. Z-75-08-14). The previous ordinance was for the rezoning of 15 individual lots located in the Rolling Green Addition, to be rezoned from "R1" to "R2". The Commission felt that the entire area bounded by Oxford Street on the north, Eastrowe Street on the east, Wayne Trace on the west, and Rudisill Blvd. on the south, should be rezoned to "R2".

Following a public hearing, the newly formed neighborhood association stated they were not opposed to the rezoning of the 15 individual lots to be used for housing for the elderly, but because of the small lots in the addition, narrow and poorly constructed streets and future congestion, they would be opposed to the entire area being rezoning.

The Commission felt because of the newly formed association's reasoning and because of their concern in keeping the neighborhood basically one family residential, they would recommend withdrawal of this petition and recommend a "DO PASS" for the original petition. (Bill No. Z-75-08-14).

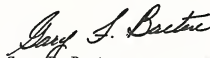


December 29, 1975

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and Zoning



Gary F. Baeten
Land Use Administrator

GFB:pr
ATT.

CC: Mayor Ivan Lebamoff
Mayor-Elect Robert Armstrong
Jim Owen

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 11, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-11-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on December 15, 1975; and,

WHEREAS, following said public hearing, the City Plan Commission recommended WITHDRAWAL of the proposed ordinance.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be WITHDRAWN;

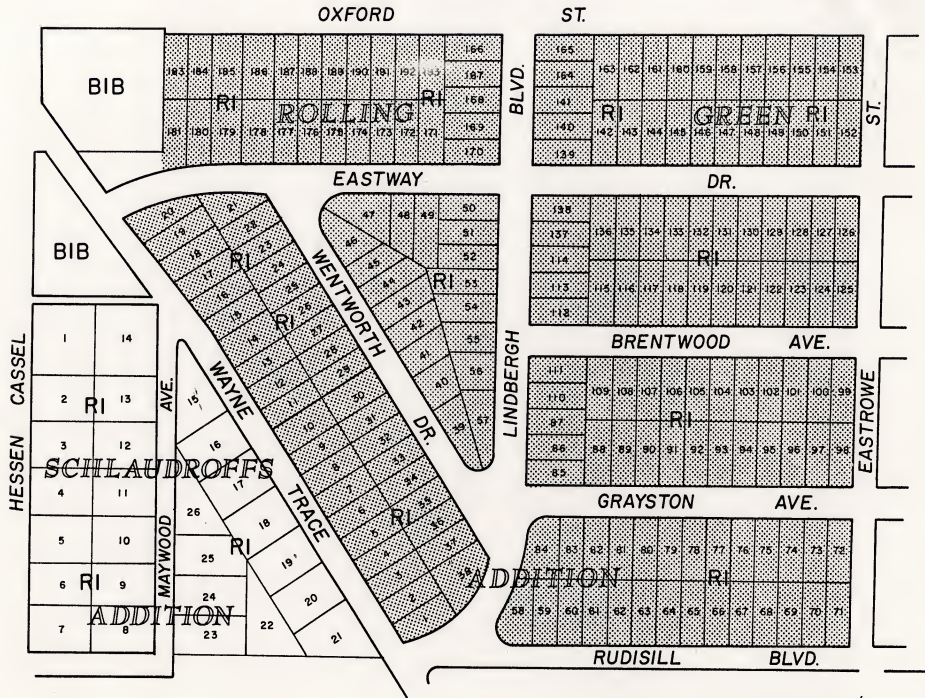
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 22, 1975.

Certified and signed this
29th day of December, 1975.



Charles N. Hall
Secretary





COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

December 29, 1975

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-75-08-14

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
29th day of December, 1975.

Charles N. Hall
Secretary

MADE A MATTER OF RECORD
DATE _____ CHARLES W. WESTERMAN, CITY CLERK





COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

December 29, 1975

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held December 22, 1975. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-75-08-14
2. Intended Use: Construction of duplex homes for housing for the elderly.
3. From "R1" to "R2"
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

This ordinance was heard at the public hearing held September 15, 1975. The Commission, at that time, felt the entire Rolling Green Addition should be rezoned to "R2". An ordinance was introduced, by the City Plan Commission, for the rezoning of the area bounded by Oxford Street on the North, Eastrowe Street on the east, Wayne Trace on the west, and Rudisill Blvd. on the south, from "R1" to "R2". This public hearing was held on December 15, 1975. At that meeting, the newly formed neighborhood association stated they were not opposed to the rezoning of the individual lots, but were very much opposed to the rezoning of the entire area.

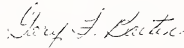
Following this public hearing, the City Plan Commission voted to withdraw the petition for the rezoning of the entire area (See Bill No. Z-75-11-14), and to recommend a DO PASS recommendation for Bill No. Z-75-08-14.



If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and Zoning



Gary F. Baeten
Land Use Administrator

GF:pr

ATT..

CC: Mayor Ivan Lebanoff
Mayor-Elect Robert Armstrong
Jim Owen

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 12, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-08-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 15, 1975;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 22, 1975.

Certified and signed this
29th day of December, 1975



Charles N. Hall
Secretary

OXFORD

ST.

BIB

183	184	185	186	187	188	189	190	191	192	193	166
											167
		RI								RI	168
181	180	179	178	177	176	175	174	173	172	171	169
											170

BLVD.

165															
164	163	162	161	160	159	158	157	156	155	154	153				
141															
140		RI													
139	142	143	144	145	146	147	148	149	150	151	152				

ST.

EASTWAY

DR.

BIB

138															
137	136	135	134	133	132	131	130	129	128	127	126				
114															
113															
112	115	116	117	118	119	120	121	122	123	124	125				

BRENTWOOD

AVE.

HESSEN CASSEL

1		14					
2	RI	13					
3		12					
4		11					
5		10					
6	RI	9					
7		8					

AVE.

MAYWOOD

20	21	22													
19															
18															
17	RI	23													
16		24													
15		25													
14		26													
13		27													
12		28													
11		29													
10		30													
9		31													
8		32													
7		33													
6		34													
5		35													
4		36													
3		37													
2		38													
1															

WENTWORTH

DR.

LINDBERGH

111															
110	109	108	107	106	105	104	103	102	101	100	99				
97															
86	88	89	90	91	92	93	94	95	96	97	98				
85															

GRAYSTON

AVE.

EASTROWE

84	83	82	81	80	79	78	77	76	75	74	73	72			
58	59	60	61	62	63	64	65	66	67	68	69	70	71		

RUDISILL

BLVD.



CHANGE FROM RI TO R2



COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

December 29, 1975

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held December 22, 1975. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-75-08-14
2. Intended Use: Construction of duplex homes for housing for the elderly.
3. From "R1" to "R2"
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

This ordinance was heard at the public hearing held September 15, 1975. The Commission, at that time, felt the entire Rolling Green Addition should be rezoned to "R2". An ordinance was introduced, by the City Plan Commission, for the rezoning of the area bounded by Oxford Street on the North, Eastrowe Street on the east, Wayne Trace on the west, and Rudisill Blvd. on the south, from "R1" to "R2". This public hearing was held on December 15, 1975. At that meeting, the newly formed neighborhood association stated they were not opposed to the rezoning of the individual lots, but were very much opposed to the rezoning of the entire area.

Following this public hearing, the City Plan Commission voted to withdraw the petition for the rezoning of the entire area (See Bill No. Z-75-11-14), and to recommend a DO PASS recommendation for Bill No. Z-75-08-14.



If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and Zoning



Gary F. Baeten
Land Use Administrator

GFB:pr

ATT..

CC: Mayor Ivan Lebamoff
Mayor-Elect Robert Armstrong
Jim Owen

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 12, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-08-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 15, 1975;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

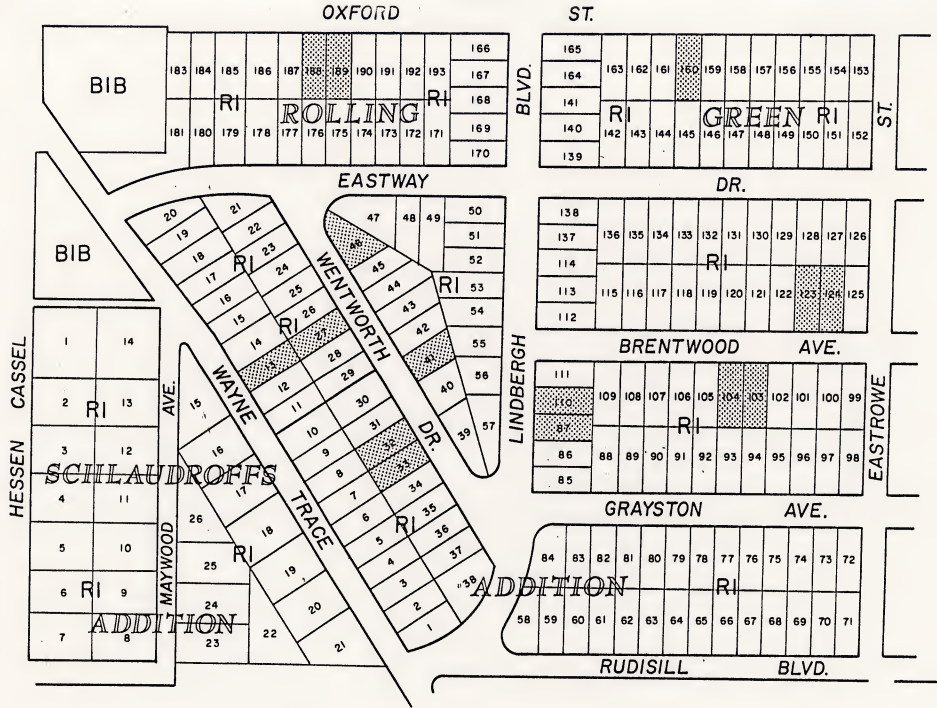
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 22, 1975.

Certified and signed this
29th day of December, 1975



Charles N. Hall
Secretary





FORT WAYNE, INDIANA 46802

office of the mayor



January 1, 1976

Mr. Charles Westerman
Clerk
City/County Building
Fort Wayne, Indiana 46802

Dear Mr. Westerman:

Pursuant to Indiana Code 18-1-6-2, I have removed

Howard Watters
Charles Belch
Edward Kamnikar
Robert Howard

from their positions on the Board of Aviation, for
the following reasons, as of January 1, 1976:

For the reason that to properly administer
the city of Fort Wayne requires persons in
the positions of my own choosing who are
dedicated to the philosophy of the newly
elected administration.

Sincerely,

Robert E. Armstrong
Mayor

REA:ip

MADE A MATTER OF RECORD

DATE 1-13 76 CHARLES W. WESTERMAN, CITY CLERK

AN EQUAL OPPORTUNITY EMPLOYER





FORT WAYNE, INDIANA 46802
office of the mayor



January 2, 1976

MESSAGE TO THE COMMON COUNCIL:

The following individuals have had their employment with the City of Fort Wayne terminated, because of the elimination of their positions:

C. R. Johnson
James Heiselmann
Mary Cronk
Melvin Quinn
Ulanda Singleton
Pat Yoder

City Street Permit Office
Public Relations-City Paper
Public Information Specialist
Sr. Public Info. Officer
Public Relations Secretary
Public Relations Consultant

Sincerely,

Robert E. Armstrong
Mayor

REA:ip

MADE A MATTER OF RECORD
DATE 1-13-76 CHARLES W. WESTERMAN, CITY CLERK





FORT WAYNE, INDIANA 46802

office of the mayor



January 2, 1976

MESSAGE TO THE COMMON COUNCIL:

Pursuant to Indiana Code 18-1-6-2, I have removed the following individuals from their positions, as of January 1, 1976, for the reason stated below:

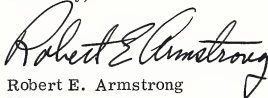
Jerry Boswell	Chairman, Board of Works
Betty Nault	Member-Board of Works
Dan Edwards	Admin. Asst. -Board of Works
Thomas Casaburo	Chairman, Board of Safety
L. Robert Wire	Member-Board of Safety
Corinne Brooks	Member-Board of Safety
Sheila Kiester	Secretary-Board of Safety
Joseph Kessler	Safety Director
Ray Franke	Safety Director's Claims Adjuster
Nan Freeze	Safety Director's Secretary
Owen Donnelly	Director-Com. Develop. & Planning
Alex Demetroff	Director of Purchasing
Edward Kamnikar	Controller
H. James Haley	Deputy Controller
William Hinga, Jr.	Project Manager-Controller's Office
Edward Elkins	Director-Dept. of Minimum Housing
M. Mort Mendel	Superintendent-City Utilities
David Kiester	Admin. Asst. to the Mayor
Donna Cary	Executive Secretary to Mayor
Constance Burns	Executive Secretary-Mayor's Office
Betty Elliott	Ombudsman
David Swinehart	Director of Personnel
Carolyn Brown	Personnel
Virginia Doyle	Personnel Secretary
Ruth Ruderman	Personnel
Richard Holmes	Parking Administrator
Klem Lebamoff	Customer Service
William E. Budd	Garage Manager



The individuals listed above have been removed from their positions

For the reason that to properly administer the City of Fort Wayne requires persons in their positions of my own choosing who are dedicated to the philosophy of the newly elected administration.

Sincerely,



Robert E. Armstrong
Mayor

REA:ip
1/2/76



MADE A MATTER OF RECORD
DATE 1-13-76 CHARLES W. WESTERMAN, CITY CLERK 



COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

January 6, 1976

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-75-10-16

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed this
6th day of January, 1976.

Charles N. Hall
Secretary

MADE A MATTER OF RECORD
DATE _____ CHARLES W. WESTERMAN, CITY CLERK





COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

January 6, 1976

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held December 22, 1975. In addition to the reasons outlined in the resolution, the following are addition remarks pertaining to the ordinance.

1. Bill No. Z-75-10-16
2. From "R1" to "R3"
3. Intended use: Expansion of an insurance office - legal non-conforming use.
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

The Site Committee and the Plan Commission feels the approval of this petition is in the best interest of the City and the Oxford-Weisser Park Neighborhood. The insurance office, by the granting of this appeal, will be allowed expansion which will permit K & K Insurance to remain in the neighborhood and eliminate the possibility of this building being abandoned, thus causing an adverse effect on the neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and Zoning

Gary F. Baeten
Gary F. Baeten
Land Use Administrator

GFB:Pr

ATT.

cc: Mayor Robert Armstrong

an equal opportunity employer



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 3, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-10-16; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on December 15, 1975:

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 22, 1975.

Certified and signed this
6th day of January, 1976.



Charles N. Hall
Secretary

	37		24		24		1
	36		25 RI		25 RI		2
	35 RI		26		26		3
			Colerick		St.		
	34		27		27		4
	33		28		28		5
	32 RI	ave.	29 RI		29	ave.	6
	31		30		30 RI		7
	40		41		50		8
	39	Bowser	42		49	Holton	9
	38		43		48		10
	37		44		47		11
	36 B-I-B		45		46		
			Eckart		st.		
121	180 RI	3	2 RI		240	13	14
122	179				239		



Changed from R-1 to R-3

10-3-75

2-75-10-16

C-4

L.S.



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

JAMES S. STIER
MEMBER OF CITY COUNCIL
SIXTH DISTRICT

January 6, 1976

Honorable Robert E. Armstrong
Mayor of the City of Fort Wayne
9th Floor, City-County Building
Fort Wayne, IN 46802

Dear Mayor Armstrong:

We have learned that you propose to disregard General Ordinance No. 29-75 in force and effect since December 16, 1975. It is distressing to learn this indirectly through the news media.

Discussion and debate on this Ordinance started in early December, 1975. Input has been received from the Fire Department and the Fort Wayne Professional Firefighters Association. After much deliberation, it was passed by the Common Council on December 9, 1975.

The entire purpose of above ordinance is to establish a Merit Plan for promotions in the Fire Department of Fort Wayne and to provide a procedure for hearings on demotions of Fire Department personnel. Section 14 of said Ordinance provides for appointment of a committee to be known as "The Fire Department Merit System Committee." We have done our part by appointment of three members of the Common Council to that Committee.

Accordingly, we have to advise you that we consider your action a breach of the law. We hope you will see fit to reconsider said action. If not, the Common Council will take whatever steps it

MADE A MATTER OF RECORD
DATE 1-15-76 CHARLES W. WESTERMAN, CITY CLERK

Honorable Robert E. Armstrong

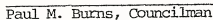
January 6, 1976

Page 2

considers legally necessary to protect the public interest.

Respectfully submitted,

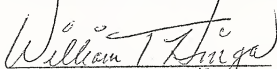

James S. Stier, Council President

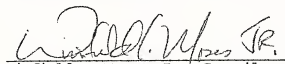

Paul M. Burns, Councilman


John Nuckols, Councilman


Vivian G. Schmidt, Councilman


Samuel J. Talarico, Councilman


William T. Hinga, Councilman


Winfield C. Moses, Jr., Councilman



FORT WAYNE, INDIANA 46802

office of the mayor

VETO MESSAGE

I, Robert E. Armstrong, Mayor of the City of Fort Wayne, hereby veto Resolution R-01-76 for the following reasons:

The Resolution asserts that the City Administration will conduct itself contrary to State law, and is, therefore, incorrect.

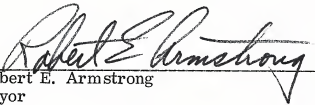
The proposed Resolution was distributed to some members of the City Council at the inauguration ceremony January 1, 1976 - prior in time to any official act by the new Administration. Indeed, at a specially-called meeting that night, January 1, 1976, the Resolution was passed. This I believe to be an act of bad faith toward an administration that had not taken a single official act other than being sworn into office.

The Resolution calls for sending names of those persons from the prior Administration not being retained by the new Administration. As you know by now, once the official termination took place, the communication of such action from me to the Council was submitted. I note with interest that my City Attorney had advised me that such a communication was required by State law and, in fact, the letter had been prepared to the Common Council and was merely awaiting the official transaction. Since obviously I could not replace the old Administration prior to my becoming Mayor, I could not officially communicate any such actions with the Common Council. Apparently, some previous Mayors had not followed the procedure of notifying the Common Council of the replacement, although at all times it has been my intention to do so, and I have in fact done so.



Your request that the City Comptroller and the Payroll Department maintain all former Administration officials on the city payroll is denied. The idea of keeping people on the city payroll from a former Administration for services that will not be performed is an idea that is repugnant to me and I believe to the citizens of the City of Fort Wayne.

Signed this 9th day of January, 1976.



Robert E. Armstrong
Mayor

MADE A MATTER OF RECORD
DATE 1-13-76
CHARLES W. WESTERMAN, CITY CLERK



FORT WAYNE, INDIANA 46802

office of the mayor

January 12, 1976

MESSAGE TO THE COMMON COUNCIL:

Your letter of January 6, 1976, to me indicates that the entire purpose of General Ordinance #29-75 is to establish a merit plan for promotions in the Fire Department, and to provide a procedure for hearings on demotions. I cannot help but observe that when the Ordinance was first introduced last month that it was devoid of any discussion of a merit plan and simply provided for the freezing in of all fire fighters in the rank they then held. The sections which were subsequently added providing for a committee to study a merit system are indeed commendable, and I have, in accordance with those provisions, appointed Al Hepler as my one representative on that committee.

The sections of the Ordinance that attempt to usurp the power of the Executive Branch to operate the Fire Department are contrary to State law, and, in my opinion, establish a very dangerous procedure without a laudable motive. Being unable to promote fire fighters and fill vacancies in the officer ranks would have the effect of making the Fire Department inoperable. This would be a great detriment to the health and safety of the citizens of Fort Wayne. I will not permit that to happen.

I note that one of the Council members has been quoted as saying, "There is always a testing of power between the legislative and the executive branches". If the test concerns who can be the most political, then certainly the Common Council will win; if the test is who can interfere and exert power and force over the other, you will surely win; but if the test is which branch of government can cooperate the most with the other for the accomplishment of the goals



and needs of the citizens of Fort Wayne, then it is that challenge and that test to which I am called, and the citizens of our city will be the winners.

The State law establishing a merit system for the Fort Wayne Police Department was to have been implemented in June of 1972, but was not implemented until the first day of my administration. I shall work with you, the Fire Department Merit System Committee, and the State Legislature for enactment of a merit system for the Fire Department.

Sincerely,



Robert E. Armstrong
Mayor

REA/kmg

MADE A MATTER OF RECORD

DATE 1-13-76 CHARLES W. WESTERMAN, CITY CLERK

13.

January 12, 1976

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public
Safety Regulatory Resolution Numbers: ~~50776E~~. 1-76/E.

For the purpose of enforcement, please make this communication and the
attached Regulatory Resolutions a matter of record and incorporate them into
the minutes of the next Common Council Meeting.

Respectfully submitted,



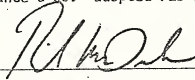
Albert N. Hepler
Director of Public Safety

DATE 1-13-76
CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 1/76/E)

I hereby certify that I did this 12 day of January, 1976 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 1/76/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55. adopted FEB 14, 1961.



EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 1/76 /E

(Adopted January 12 , 19 76)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to NO PARKING

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated Jan 5 & Jan 6 , 1976, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective January 12 76,

19 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

✓ NO PARKING

Reynolds St. -- north side -- from Edsall Ave. to 220 ft. east thereof.

STOP INTERSECTION

Berry St. -- stop -- for Thieme Dr.



City of Fort Wayne
OFFICE OF THE CITY CLERK
ROOM 120, CITY-COUNTY BUILDING
ONE EAST MAIN ST., FORT WAYNE, INDIANA 46802

January 13, 1976

CHARLES W. WESTERMAN, CLERK
TELEPHONE 219-423-7183

TO MEMBERS OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

On January 9, 1976, Mayor Robert E. Armstrong sent his written message vetoing Resolution R-01-76.

It is the purpose of this communication from your Clerk to properly state for the record the following:

By written communication dated January 1, 1976, to me as Clerk, the Mayor advised that he had removed Howard Watters, Charles Belch, Edward Kamnikar and Robert Howard as members of the Board of Aviation.

By written communication dated January 2, 1976, to me as Clerk, the Mayor advised "as of January 1, 1976" he had removed a number of former appointees.

Above actions were known by me and members of the Common Council at the time of the inauguration on January 1, 1976.

Proposed Resolutions and Ordinances are always required by law to be in the hands of members of the Common Council before a meeting at which they are to be acted upon. Therefore, they were served on Council Members on the morning of January 1, 1976.

Therefore, the Mayor's statement in his veto message does not correctly state the facts.

Respectfully submitted,

Charles W. Westerman
Charles W. Westerman
Clerk of the Common Council

MADE A MATTER OF RECORD
DATE 1-13-76 CHARLES W. WESTERMAN, CITY CLERK